



# Criminal Justice (International Co-operation) Act 1990

## 1990 CHAPTER 5

### PART II

#### THE VIENNA CONVENTION

##### *Offences at sea*

#### **21 Jurisdiction and prosecutions.**

- (1) Proceedings under this Part of this Act or Schedule 3 in respect of an offence on a ship may be taken, and the offence may for all incidental purposes be treated as having been committed, in any place in the United Kingdom.
- (2) No such proceedings shall be instituted—
  - (a) in England or Wales except by or with the consent of the Director of Public Prosecutions <sup>F1</sup>...
  - (b) in Northern Ireland except by or with the consent of the Director of Public Prosecutions for Northern Ireland or those Commissioners.
- (3) Without prejudice to subsection (2) above no proceedings for an offence under section 19 above alleged to have been committed outside the landward limits of the territorial sea of the United Kingdom on a ship registered in a Convention state shall be instituted except in pursuance of the exercise with the authority of the [<sup>F2</sup>Commissioners of Customs and Excise] of the powers conferred by Schedule 3 to this Act; and section 3 of the <sup>M1</sup>Territorial Waters Jurisdiction Act 1878 (consent of Secretary of State for certain prosecutions) shall not apply to those proceedings.

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**Changes to legislation:** There are currently no known outstanding effects for the Criminal Justice (International Co-operation) Act 1990, Section 21. (See end of Document for details)

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#### Textual Amendments

- F1** Words in s. 21(2)(a) omitted (27.3.2014) by virtue of [The Public Bodies \(Merger of the Director of Public Prosecutions and the Director of Revenue and Customs Prosecutions\) Order 2014 \(S.I. 2014/834\)](#), art. 1(1), [Sch. 2 para. 8](#)
- F2** Words in s. 21(3) substituted (1.12.1993) by [1993 c. 36, s. 23\(2\)\(b\)](#) (with s. 78(6)); S.I. 1993/2734, [art. 2](#), Sch.

#### Modifications etc. (not altering text)

- C1** S. 21 extended (with modifications) (to Anguilla) (14.7.1994) by [S.I. 1994/1635](#), art. 2, [Sch. 1](#).

#### Commencement Information

- I1** S. 21 wholly in force at 1.7.1991 see s. 32(2) and [S.I. 1991/1072](#), art. 2(b), [Schedule Pt. II](#)

#### Marginal Citations

- M1** [1878 c. 73](#).

**Changes to legislation:**

There are currently no known outstanding effects for the Criminal Justice (International Co-operation) Act 1990, Section 21.